

**MINUTES FOR THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**March 24, 2009**

DIVISION TWO

B210631 Donald (Not for Publication)  
v.  
Superior Court, Los Angeles County  
(City of Los Angeles Police Department et al., r.p.i.)

Let a writ of mandate issue directing the superior court to vacate its ruling of July 21, 2008, and conduct an in camera review of the two officers' personnel files relating to making false arrests, planting evidence, fabricating police reports or probable cause, and committing perjury.

Doi Todd, J.

I concur: Boren, P.J.  
I dissent: Chavez, J. (Opinion)

### DIVISION THREE

B205891 People (Not for Publication)  
v.  
Derrick R. Daniels

The judgment is affirmed.

Aldrich, J.

We concur: Klein, P.J.  
Croskey, J.

## DIVISION FOUR

B207626      People      (Not for Publication)  
v.  
Baidi

The judgment is affirmed.

Manella, J.

We concur: Epstein, P.J.  
Willhite, J.

B207754      Los Angeles County, D.C.F.S.      (Not for Publication)  
v.  
M.M., et al.

The order terminating the parental rights of father and mother is affirmed.

Epstein, P.J.

We concur: Willhite, J.  
Suzukawa, J.

B206135 People v. Ko (Not for Publication)

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The judgment is affirmed.

Suzukawa, J.

We concur: Epstein, P.J.  
Willhite, J.

## DIVISION FOUR (continued)

B206268      Reddy      (Not for Publication)  
v.  
Reddy

The judgment is affirmed. Respondent(s) to recover costs.

Manella, J.

We concur: Epstein, P.J.  
Suzukawa, J.

B204888      Byrd      (Not for Publication)  
v.  
Colonial Yacht Anchorage, Inc.

The order is affirmed.

Epstein, P.J.

We concur: Manella, J.  
Suzukawa, J.

B203165 County of Los Angeles (Not for Publication)  
v.  
American Surety Company

The order denying the motion to vacate forfeiture of bail and summary judgment is affirmed.

Willhite, Acting P.J.

We concur: Manella, J.  
Suzukawa, J.

## DIVISION FOUR (continued)

B206618      Naranjo      (Certified for Publication)  
v.  
Spectrum Security Services, Inc.

The judgment is reversed with respect to Naranjo’s claims under Labor Code sections 203, 226, and 226.7, and the matter is remanded for further proceedings in accordance with this opinion. The judgment is affirmed in all other respects. Naranjo is awarded his costs on appeal.

Manella, J.

We concur: Epstein, P.J.  
Willhite, J.

B204861      Eardley      (Not for Publication)  
v.  
Downey Savings and Loan Association et al.

The purported appeal from the trial court’s October 29, 2007 order imposing monetary sanctions on Jon Eardley is dismissed. Respondents are to recover their costs. The Clerk of this Court is directed to forward a copy of this opinion to the State Bar of California. (Bus. & Prof. Code, § 6086.7, subd. (a)(3).)

Willhite, J.

We concur: Epstein, P.J.  
Suzukawa, J.

DIVISION FOUR (continued)

B207701      Mendez et al.                      (Not for Publication)  
                 v.  
                 Charob LLC et al.

The order denying attorney fees is affirmed. The case is remanded to the trial court to enter, nunc pro tunc as of March 6, 2008, a judgment dismissing the action.

Manella, J.

We concur:   Epstein, P.J.  
                     Suzukawa, J.

DIVISION FIVE

B201294      People                                      (Certified for Partial Publication)  
                 v.  
                 Jose Reyes et al

The judgment is affirmed.

Turner, P.J.

We concur:   Armstrong, J.  
                     Kriegler, J.

B205608      Theresa Oceguela                      (Certified for Publication)  
                 v.  
                 Dave Cohen, et al.

The judgment is affirmed. Plaintiff, Theresa Oceguela is awarded her costs on appeal from defendants, L.A.'s Best Home Improvement, Dave Cohen and Yossi Grimberg.

Turner, P.J.

We concur:   Armstrong, J.  
                     Kriegler, J.

## DIVISION SIX

B204589 People v. Tafoya (Not for Publication)

The judgment is affirmed.

Perren, J.

We concur:    Gilbert, P.J.  
                         Coffee, J.

B205193      Jent      (Not for Publication)  
v.  
Jent

The judgment is affirmed. Costs are awarded to Wife.

Gilbert, P.J.

We concur: Yegan, J.  
Perren, J.

B205995      Uranga      (Not for Publication)  
v.  
Continental Casualty Co.

We affirm the order granting summary judgment. The postjudgment order denying appellant's motion to tax costs is reversed. Each party to bear its own costs on appeal.

Coffee, J.

We concur: Yegan, Acting P.J.  
Perren, J.

## DIVISION SIX (continued)

B208075 People (Not for Publication)  
v.  
Rimmer

The judgment is affirmed.

Gilbert, P.J.

We concur: Yegan, J.  
Perren, J.

## DIVISION SEVEN

B200954 People (Not for Publication)  
v.  
Quezada

The judgment is modified to delete the 10-year gang enhancements as to counts 3, 4 and 5 imposed under Penal Code section 186.22, subdivision (b)(1)(C) and to reflect the 15-year minimum parole term under Penal Code section 186.22, subdivision (b)(5). In all other respects, the judgment is affirmed. The clerk of the superior court is directed to prepare an amended abstract of judgment consistent with this opinion. The superior court clerk is then directed to deliver the corrected abstract of judgment to the Department of Corrections. However, as the People note, the court should have imposed a \$20 security fee for each count other than count 6 so this corrections should be made as well. (see *People v. Schoeb* (2005) 132 Cal.App.4th 861, 865-866.)

Woods, Acting P.J.

We concur:   Zelon, J.  
                      Jackson, J.

March 24, 2009 (Continued)

DIVISION SEVEN (continued)

B205809      Montanez et al.,                      (Not for Publication)  
                         v.  
                         County of Los Angeles

The judgment is affirmed. Defendant is to recover its costs on appeal.

Jackson, J.

We concur:    Perluss, P.J.  
                         Woods, J.

DIVISION EIGHT

Court convened at 9:00 a.m.

Present: Rubin, Acting P.J., Bigelow, J., Bauer, J. (Assigned) and Emma Jean Amos,  
Deputy Clerk.

Each of the following:

B197063 People v. Garcia  
B198070 People v. Pruitt  
B206263 DCFS v. J.N.  
B210242 People v. Norwood

Argument waived, cause submitted.

B203625      People  
                         V.  
                         Spikes

Merits:  
Argued by Lynette G. Moore for appellant and by Laura J. Hartquist,  
Deputy Attorney General for respondent. Cause submitted.



DIVISION EIGHT (continued)

B206668     Amezcua et al.  
              v.  
              County Of Los Angeles

Merits:  
Argued by David Hoffman for appellant and by Adrian G. Gragas, Deputy  
County Counsel for respondent. Cause submitted.

B200824     Kelly  
              v.  
              Kitts

Merits:  
Argued by Michael Kelly for appellant and by Burton M. Senkfor for  
respondent. Cause submitted.

Flier, J. assumes the bench.

B204815     People  
              v.  
              Palacios

Merits:  
Argued by Lynette Moore for appellant and by Tannaz Kouhpainezhad,  
Deputy Attorney General for respondent. Cause submitted.

Bauer, J. (Assigned) left the bench.

B207707     Monsefi  
              v.  
              TD Ameritrade, Inc.,

Merits:  
Argued by Melanie Ronen for appellant and by Faryan A. Afifi for  
respondent. Cause submitted.

DIVISION EIGHT (continued)

B207571     Yeager  
              v.  
              Blue Cross of California, Inc.,

Merits:  
Argued by Mark F. Didak for plaintiff and appellant and by Margaret Grignon for defendant and appellant. Cause submitted.

Court recessed.

Court reconvened at 1:00 p.m.

Present: Rubin, Acting P.J., Flier, J., Bigelow, J., Bauer, J. (Assigned) and Emma Jean Amos, Deputy Clerk.

B205991     Smadi, Inc.,  
              v.  
              Levaton

Appearances:  
Scott Nord appeared for respondent and waives argument. Argument previously waived by appellant. Cause submitted.

B206160     People  
              v.  
              Ivy

Merits:  
Argued by Thomas T. Ono for appellant and by Thomas C. Hsieh, Deputy Attorney General for respondent. Cause submitted.

B208434     Harutyunyan  
              v.  
              Superior Court, Los Angeles County  
              (The People, r.p.i.)

Merits:  
Argued by Michael Levin for petitioner and by Natasha Cooper, Deputy District Attorney for real party in interest. Cause submitted.

DIVISION EIGHT (continued)

B201971     Paquette, et al.  
              v.  
              Orren

Merits:  
Argued by Linda Paquette for appellants and by Tyna Orren for respondent.  
Cause submitted.

B206790     Aguilera  
              v.  
              Heiman, et al.

Merits:  
Argued by Marilyn Nelson for appellant; by Bradford Treusch for  
respondent Heiman; and by Donald Gottesman for respondent 2612  
Montana Avenue Association. Cause submitted.

Flier, J. left the bench.

B200222     Wisden  
              v.  
              Sims

Merits:  
Argued by J. Scott Humphrey for defendant and appellant and by Joseph  
Andrews for plaintiff and appellant. Cause submitted.

Flier J. returned to the bench.

Bigelow, J. left the bench.

DIVISION EIGHT (continued)

B212240     Doty  
              v.  
              Superior Court, Los Angeles County  
              (Meruelo, r.p.i.)

Merits:

Argued by Sidney Lainer for petitioner and by Dirk Vincent for real party  
in interest. Cause submitted.

Bigelow, J. returned to the bench.

Flier, J. left the bench.

B196060     Anthony Sheen  
              v.  
              Charles Sheen et al.,

Merits:

Argued by Joseph S. Klapach for appellant; by Evan Marshall for  
respondent Charles Sheen, et al., and by Nina Ringgold for respondent  
Evan. William Rea, Jr. appears for respondents Galliani, et al., and waives  
argument. Cause submitted.

B193604     Bisno  
              v.  
              Douglas Emmett Realty fund 1998, et al.

Matter ordered off calendar.

Each of the following:

B203444     People v. Murray  
B202416     People v. Vasquez

Oral argument continued to April 28, 2009 at 1:00 p.m.

DIVISION EIGHT (continued)

B207706     Sardariani et al.,  
              v.  
              Aver

Oral argument continued to April 28, 2009 at 10:30 a.m.

B201789     Campos  
              v.  
              Oppenheimerfunds Distributor, Inc.,

Matter ordered off calendar.

Court Adjourned.